IN THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF NEBRASKA

| UNITED | STATES OF AMERICA, | ) |          |
|--------|--------------------|---|----------|
|        | Plaintiff,         | ) | 8:09CR35 |
|        | V.                 | ) |          |
| JOSEPH | J. PRINCE,         | ) | ORDER    |
|        | Defendant.         | ) |          |
|        |                    | ) |          |

This matter is before the Court on plaintiff's motion to dismiss (Filing No.  $\underline{36}$ ). The Court finds the motion should be granted. Accordingly,

IT IS ORDERED that plaintiff's motion is granted; the indictment in this matter is dismissed.

DATED this 14th day of October, 2009.

BY THE COURT:

/s/ Lyle E. Strom

LYLE E. STROM, Senior Judge United States District Court